

REMARKS

This application was originally filed on January 29, 2000 with thirty three claims, three of which were written in independent form. No claims have been allowed.

Claims 1-2, 11-17, 19-32, and 34-43 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-40 of U.S. Patent No. 6,709,113 ("the '113 patent"). The applicant respectfully disagrees.

The Examiner stated, "Although the conflicting claims are not identical, they are not patentably distinct from each other because the current claims contain modifications which are not patentably distinct."

The applicant respectfully submits the Examiner has failed to present a prima facie case of obviousness of the pending claims over the claims of the '113 patent. For example, newly-added claims 41-43 depend from each of the pending independent claims and recite lens arrays "shaped to maintain traditional brightness roll-off relative to the vertical and horizontal screen axes."

The Examiner stated, "it is notoriously well known in the art to provide a display screen with pixels in a horizontal direction. It would have been obvious to one of ordinary skill in the art at the time the invention was made to utilize horizontal rows of pixels and impeding stripe structures in a single layer for the purpose of utilizing readily available manufacturing techniques/equipment."

The applicant respectfully submits whether the pending claims are obvious in view of the claims of the '113 patent does not involve whether the pending claims are patentable over the issued claims in view of additional prior art.

In view of the remarks presented herewith, it is believed that the claims currently in the application accord with the requirements of 35 U.S.C. § 112 and are allowable over the prior art of record. Therefore, it is urged that the pending claims are in condition for allowance. Reconsideration of the present application is respectfully requested.

Respectfully submitted,



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